

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF VIRGINIA
Richmond Division**

In re

CIRCUIT CITY STORES, INC., *et. al.*,

Debtors.

Chapter 11

Case No. 08-35653-KRH

Jointly Administered

MOTION FOR LEAVE OF COURT TO ATTEND HEARING BY TELEPHONE

COMES NOW INFOGAIN CORPORATION (“Infogain”), by its undersigned counsel, and pursuant to the Court’s Order Pursuant to Bankruptcy Rules 2002 and 9007, and Local Bankruptcy Rules 2002-1 and 9013-1 Establishing Certain Notice, Case Management, and Administrative Procedures, hereby moves for leave of Court to attend the June 23, 2009 hearing by telephone. In support thereof, Infogain respectfully represents as follows:

1. Debtor Circuit City Stores, Inc. (“Debtor”) filed a voluntary petition under chapter 11 of the Bankruptcy Code on November 10, 2008 (“Petition Date”).
2. On May 7, 2009, Infogain filed an Application for Allowance and Payment of Administrative Expense Priority Claim (“Application”). The Application is currently scheduled for hearing on June 23, 2009.
3. On November 13, 2008, the Court entered an Order Pursuant to Bankruptcy Code Sections 102 and 105, Bankruptcy Rules 2002 and 9007, and Local Bankruptcy Rules 2002-1 and 9013-1 Establishing Certain Notice, Case Management, and Administrative Procedures (the “Order”). On page 5 of Exhibit A, the Order states:

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(g) Upon request, the Court may allow counsel to listen to a hearing by Telephone. If a matter is contested, counsel must attend in person, unless Leave of the court is granted on a case by case basis.

4. The parties have agreed to continue the hearing on the Application until July 23, 2009. Due to prior commitments, Infogain's local counsel, Valerie Morrison, will not be able to appear in person at the hearing on the Application noticed for June 23, 2009, and Infogain respectfully asks for leave of court pursuant to the Order so that Ms. Morrison may appear by telephone. No live testimony or arguments will be necessary at the hearing.

Wherefore, Infogain respectfully requests that this Court grant this Motion and enter an Order substantially in the form annexed hereto permitting Valerie Morrison to appear and be heard by telephone at the hearing on June 23, 2009 on behalf of Infogain Corporation, and granting such other and further relief as the Court deems just and proper.

Dated: June 19, 2009

INFOGAIN CORPORATION

By Counsel

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CERTIFICATE OF SERVICE

I hereby certify that on this 19th day of June 2009, a copy of the foregoing Motion was sent by electronic mail or by first class mail, postage prepaid, to:

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